

Mr. Bryan offered the following amendment :

"Provided, That the lands granted by the act to which this is a supplement shall be selected and surveyed on or before the expiration of ten years, and not thereafter." Adopted.

On motion of Mr. Pedigo, the rule was further suspended, bill read third time and passed by the following vote :

YEAS—Messrs. Allen, Armstrong, Bryan, Burks, Gage, Guinn, Hart, Hill, Jowers, Keenan, Kyle, Martin, McAnelly, Millican, Newman, Paschal, Pedigo, Scott, Superviele, Whitaker and Wren.—21.

NAYS—Mr. Weatherford—1.

On motion of Mr. Bryan, the rule requiring reports to lie on the table one day was suspended, and a bill to incorporate the Columbia, Wharton and Austin Railroad company taken up.

Mr. Bryan offered the following amendment :

Strike out, in 6th line of section 20, "the Colorado River," and insert "97° West longitude," after the words "West of."

Adopted, and bill passed to a third reading.

On motion of Mr. Jowers, the Senate adjourned until 10 o'clock Monday morning.

MONDAY, January 23, 1854.

The Senate met pursuant to adjournment—prayer by the Rev. Mr. Thrall—roll called—quorum present.

The Journal of Saturday read and adopted.

Mr. Potter presented the petition of Nathaniel Hoyt, asking for relief; referred to the committee on Public Debt.

Mr. Taylor, chairman of the committee on Public Debt, made the following report :

The committee on Public Debt have considered the petition of Leslie Combs, and after due deliberation thereon, have instructed me to report a bill for his relief and recommend its passage :

A bill for the relief of Leslie Combs; read first time.

Mr. Taylor, chairman of committee on Public Debt, made the following report :

The committee on Public Debt have considered a joint resolution instructing our Senators and requesting our Representatives in Congress to effect an adjustment of the act establishing the northern boundary of the State of Texas, and are of opinion

that there is no necessity for the passage of the resolution, as we have every reason to believe that our delegates in Congress will do all in their power to obtain a modification of the boundary act, in accordance with the laws of Texas now existing upon the subject of the liquidation of her public debt. I am therefore instructed by the committee to recommend that the resolution be indefinitely postponed.

Mr. Paschal, chairman of the committee on Internal Improvements, made the following report, to-wit :

The committee on Internal Improvements have had under consideration a bill entitled an act to prevent the location of lands in the district of country lying North of Red River and West of the 100th degree of longitude, and a majority of the committee have instructed me to report said bill and recommend its passage, with the following amendments, to wit :

Before the word longitude, in the caption, insert "West;" also, in 10th line, add after last word, first section, "for two years from and after the passage of this act."

Mr. Paschal, from same committee, made the following report, to-wit :

The committee on Internal Improvements have had under consideration a joint resolution authorising the Governor of the State to submit to a vote of the people a proposition to loan the school fund in aid of the construction of railroads, and I am instructed by a majority of the committee to report said resolution and to recommend its passage, with the following amendments, to-wit :

Amend the second section, by inserting after the word "taken," in first line, "and returned to the office of the Secretary of State." After the word "officers," third line, insert, "whereupon it shall be the duty of the board of commissioners of the school fund, in presence of the Governor, to proceed to ascertain and make known by publication, in the papers printed at Austin, the number of votes polled in favor of and against said proposition." All of which is respectfully submitted.

Mr. Paschal, chairman of same committee, made the following report :

The committee on Internal Improvements have had under consideration a bill to be entitled an act incorporating the Galveston Bay Canal company. The object of the association is to make a channel across Red Fish and Clopper's bars, which at present form a serious obstacle to the navigation of the Bay and Buffalo Bayou.

It is proposed to cut such a channel as to admit at all times the passage of such vessels as can navigate Galveston Bay. These bars interpose a serious impediment to the successful navigation of Buffalo Bayou, upon which is transported to market a very large portion of the produce of the country, and their removal is, therefore, of great importance. The corporators ask a *bonus* of lands in the event of the success of the enterprise. Whilst the committee fully recognize the importance of the contemplated works to every class of the producing and consuming community, and believe the State would be fully justified in granting a *bonus* for its accomplishment, they content themselves by respectfully submitting to the Senate whether lands should be granted in aid of such works; and if so, to what extent? I am instructed by a majority of the committee to report the bill, and to recommend its passage, with such disposition of the 11th section as it may please the Senate to make.

Mr. Potter, chairman of the committee on the Judiciary, to whom was referred a bill to legalize the acts of Alexander Beaton, Notary Public of Navarro county; a bill granting the ferries within the limits of the city of Brownsville to said city; a bill to repeal the first section of an act concerning juries, approved February 16th, 1852; a bill for the relief of the colonists of Peters, Colony; a bill to authorise the clerk of the county court of Milam county to transcribe certain records; and a bill to provide a summary remedy for sureties, reported said bills back to the Senate and recommended their passage.

Mr. Potter, of said committee, to whom was referred a bill to amend the 1st section of an act to regulate the license and practice of attorneys and counsellors at law, approved May 12th, 1846, reported the same back to the Senate and recommended its rejection.

Mr. Potter, of said committee, to whom was referred a bill authorising the clerk of the county court of Navarro county to transcribe the book of marks and brands of said county, reported the same back and recommended its passage with the following amendments:

1st. At the end of the first section, add the following: "Which transcript shall be made in a well bound book, to be furnished for that purpose by the county court of said county; and when the same shall have been examined and approved by said county court, it shall be as valid and have the same force and effect in all respects as the original could or should have."

2d. Substitute the following for section 2d:

"Sec. 2d. That the said clerk shall receive such compensation for his services as shall be allowed by said county court, which shall be paid out of the treasury of said county. And this act shall take effect and be in force from and after its passage."

Mr. Potter, of said committee, to whom was referred a bill to revive and extend certain provisions of an act of the Legislature of the State of Texas, approved February 8th, 1850, entitled an act to provide for the investigation of land titles in certain counties therein mentioned, reported back to the Senate a substitute therefor, and recommended its adoption and the passage of the bill.

Mr. Pedigo, from the committee on the Judiciary, to whom was referred a bill concerning the repeal of grants or patents, reported the same back and recommended its passage, with the following amendment:

After the word "grant," wherever it occurs, insert the words, "or patent."

Mr. Bryan, chairman of the committee on Engrossed Bills, reported the following bills correctly engrossed:

A bill authorising and requiring the Governor of the State to cause the unlocated balance of the University lands to be surveyed;

A bill relating to certain applications and surveys in the Milam and Bexar Land Districts;

A bill to amend an act in relation to common schools and academies, and to provide for securing the land formerly appropriated for school purposes;

And a bill for the relief of the heirs and devisees of B. R. Milam.

Mr. Guinn, from said committee, reported the following bills correctly engrossed:

A bill supplementary to and amending an act to incorporate the Henderson and Burkeville Railroad company;

A bill to incorporate the Starr Academy;

A bill for the relief of John Walker;

A bill to grant 94 sections of land, of 640 acres each, to the Galveston and Brazos Navigation company;

A bill for the relief of Powell R. Edwards;

A bill defining the boundaries of Medina county;

A bill to locate the seat of justice of Robertson county;

A bill to incorporate the Gilmer Male Academy in the county of Upshur; and

A bill to prevent the sale of intoxicating liquors within three

miles of the public square in the town of Independence in Washington county.

Mr. Jowers, chairman of the committee on Public Lands, to whom was referred a bill to enable Henry F. Fisher and Burchard Miller to perfect titles to the land for which certificates have been issued to them within the limits of Fisher & Miller's grant, reported the same back and recommended its passage.

Mr. McDade, chairman of the committee on Counties and County Boundaries, to whom was referred a bill creating the county of Bosque, reported the same back and recommended its passage, with the following amendment :

Strike out the word "Pierce," wherever it occurs, and insert the word "Coryell."

Mr. Durst, chairman of the Select committee, to whom was referred the memorial of the citizens of Refugio county, reported back to the Senate the following bill and recommended its passage :

A bill to confirm certain titles to land, and to prevent locations in the original colonies of McGloin and McMullen and of Power and Hewitson ; read first time.

Mr. Pedigo introduced a bill for the relief of John Work ; read first time, and on motion of Mr. Pedigo, rule suspended, read second time and referred to the committee on Private Land Claims.

Mr. Hart introduced a bill relinquishing to the counties the State tax for the years 1854 and 1855 ; read first time, and on motion of Mr. Hart, rule suspended, read second time and referred to the committee on Finance, with instructions to said committee to report on to-morrow.

Mr. Doane introduced a bill to appropriate a certain sum of money therein named to pay the commissioner who may be appointed by the Governor of this State to act in conjunction with such commissioners as may be appointed by the United States, to run the boundary line between the State of Texas and the territories of the United States, under the provisions of a joint resolution, approved February 16th, 1852 ; read first time, and on motion of Mr. Doane, rule suspended, read second time and referred to the committee on Finance.

Mr. Newman introduced a bill to authorise the Atlantic and Pacific Railroad company to construct a railroad in Texas, under certain circumstances ; read first time, and on motion of Mr. Newman, rule suspended, read second time and referred to the committee on Internal Improvements.

ORDERS OF THE DAY.

On motion of Mr. Hart, the veto message of the Governor on a bill relinquishing to the counties the State tax for the years 1854 and 1855, was made the order of the day for Saturday the 23th inst.

Report of the Judiciary committee on a bill supplementary to an act concerning crimes and punishments, approved 20th of March, 1848, offering sundry amendments thereto; read and adopted, and bill ordered to be engrossed.

On motion of Mr. Potter, rule suspended, bill read third time and passed.

A message was received from the House, informing the Senate that the House had passed a bill originating in that body, authorising John Mooney to construct a bridge, and a joint resolution to adjourn *sine die*, the Senate concurring, on the 6th day of February next at 10 o'clock, P. M.

A bill to incorporate the Columbia, Wharton and Austin Railroad company; read third time and passed by the following vote:

YEAS—Messrs. Allen, Armstrong, Bryan, Burks, Doane, Durst, Guion, Hart, Hill, Jowers, Keenan, Kyle, McAnelly, McDade, Millican, Newman, Paschal, Scarborough, Scott, Weatherford, Whitaker and Wren—22.

NAY—Mr. Taylor—1.

On motion of Mr. Scott, a bill to amend an act to incorporate the Vicksburg and El Paso Railroad company, passed February 16, 1852, was taken up and read.

Mr. Scott offered the following amendment to the amendment offered by the committee on Internal Improvements:

"*Provided*, That nothing in this act shall be construed to make valid the file of the route of the Vicksburg and El Paso Railroad, now filed in the General Land Office, but leave it to the original charter under which it was made."

Adopted, and amendment as amended adopted.

Mr. Martin offered the following amendment:

"*Provided*, That the company constructing said road shall enjoy privileges of bonus, or union, or junction no further than the point where said road shall form a junction with the Mississippi and Pacific road, and that they shall not continue the construction further than five miles parallel with the Mississippi and Pacific road."

Mr. Allen offered the following as a substitute for Mr. Martin's amendment:

“Provided, That nothing herein contained shall be so construed as to give to the Vicksburg and El Paso Railroad company any preference in the location of their road over the Mississippi and Pacific Railroad company; and provided, that the company last named shall have the right to locate their road upon any line within the limits designated by their charters they may think proper, without regard to the rights of any other railroad company in this State; and further provided, that if any two or more railroad companies shall unite and build a double track road, or any number of tracks on the same grade, they shall be entitled to receive land for one road only.”

Rejected by the following vote:

YEAS—Messrs. Allen, Doane, Hill, Holland, Jowers, Keenan, McDade, Newman, Paschal, Scott and Superviele—11.

NAYS—Messrs. Armstrong, Bryan, Barks, Hart, Kyle, Martin, Millican, Scarborough, Taylor, Weatherford, Whitaker and Wren—12.

On motion of Mr. Kyle, the vote just taken was reconsidered, and substitute adopted.

Mr. Hart offered the following amendment:

“Provided, no land shall be granted to this road after eight years from and after the passage of this act.”

Mr. Taylor moved that the Senate adjourn until 3 o'clock p. m.; lost.

On motion of Mr. Durst, the Senate adjourned until 9 o'clock to-morrow morning.

TUESDAY, January 24, 1854.

Senate met pursuant to adjournment—prayer by the Rev. Mr. Craig—roll called—quorum present.

The Journal of yesterday read and adopted.

Mr. McDade presented the petition of H. Fisher, for unconditional certificate; referred to the committee on Public Lands.

On motion of Mr. Potter, the Senate took a recess for an hour.

Recess expired—roll called—quorum present.

On motion of Mr. Weatherford, the Senate adjourned until 3 o'clock, p. m.